



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/817,094	04/02/2004	Rohit V. Gaikwad	15272US02	2127
23446 7590 02/17/2009 MCANDREWS HELD & MALLOY, LTD 500 WEST MADISON STREET SUITE 3400 CHICAGO, IL 60661			EXAMINER LU, ZHIYU	
			ART UNIT 2618	PAPER NUMBER
			MAIL DATE 02/17/2009	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

# Office Action Summary

**Application No.**

10/817,094

**Applicant(s)**

GAIKWAD ET AL.

**Examiner**

ZHIYU LU

**Art Unit**

2618

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 09 January 2009.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-7 and 9-23 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-7 and 9-23 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/5508)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

## **DETAILED ACTION**

### ***Response to Arguments***

1. Applicant's arguments, see REMARKS, filed 01/09/2009, with respect to the rejection(s) of claim(s) 1-7 and 9-23 under 103 have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made in view of Su and Adams et al.

### ***Claim Objections***

2. Claim 15 is objected to because of the following informalities:

In claim 15, replace "a" between "coupled to" and "least one antenna" with --at--.

Appropriate correction is required.

### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all

obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 1-5, 10, 12, 14-19, 22 and 23 are rejected under 35 U.S.C. 103(a) as being unpatentable over Su (US Patent#6272322) in view of Adams et al. (US Patent#7212798).

Art Unit: 2618

Regarding claim 1, Su teaches a method of operating a radio frequency communication system having a receiver portion circuitry, the method comprising:

arranging the transmitter portion in a first transmitter configuration (P1 on) and the receiver portion in a first receiver configuration (Q1 off, Fig. 3, column 7 lines 45-59);

take a first signal power measurement(column 7 lines 45-59);

configuring the transmitter portion in a second transmitter configuration (P1 off) and the receiver portion in a second receiver configuration (Q1 on), wherein the first transmitter configuration is different than the second transmitter configuration and the first receiver configuration is different than the second receiver configuration (column 7 lines 60-65);

performing a second signal power measurement (column 7 lines 60-65); and

adjusting the operation of the receiver portion based upon the first signal power measurement and the second signal power measurement (column 7 line 66 to column 8 line 17, where determined attenuators are used in calibrate/adjust operation of receiver). But, Su does not expressly disclose wherein the adjusting comprises modifying at least one threshold related to processing of receive signal strength indicator data used in the operation of the radio frequency communication system.

Adams et al. teach a RF communication system calibrates transmitter and/or receiver based on measurements of receive signal strength indicator (Fig. 6, column 4 line 46 to column 5 line 48, column 8 lines 48-61, column 11 lines 8-13), wherein RSSI setpoint is adjusted based on measurements (column 11 line 60 to column 13 line 67).

Art Unit: 2618

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate adjusting RSSI setpoint with received signal strength measurements taught by Adams et al. into the method of Su, in order to correct desired signal strength level.

Regarding claim 15, Su and Black et al. teach a radio frequency communication system as explained in response to claim 1 above, wherein Su teaches

transmitter circuitry (603 of Fig. 6) for generating a radio frequency signal, the output of the transmitter circuitry coupled to a least one antenna (Antenna of Fig. 6);

switching circuitry (102 of Fig. 6) having an input coupled to the at least one antenna, an output, and at least a first mode and a second mode of operation (receiving mode and transmitting mode), the first mode of switching circuitry passing a signal from the input to the output with relatively lower level of attenuation, and the second mode of the switching circuitry passing a signal from the input to the output with a relatively higher level of attenuation (Fig. 3, column 7 lines 60-65, wherein attenuator P1 or Q1 obviously considered as part of switching mode, and attenuator on/off mode produces high/low attenuation in calibration);

receiver circuitry (602 of Fig. 6) for accepting a radio frequency signal from the output of the switching circuitry, the receiver circuitry producing at least a receive signal power measurement (column 7 lines 60-65); and

the radio frequency communication system adjusting at least one characteristic of the receive signal power based on two signal power measurements using the switching circuitry and the transmitter circuitry (column 7 lines 46-65, wherein loopback calibration

Art Unit: 2618

uses switch and transmitter; column 7 line 66 to column 8 line 17, wherein calibration changes receive signal power).

But, Su does not expressly disclose using receive signal strength indicator for signal power measurement.

Adams et al. teach a RF communication system calibrates transmitter and/or receiver based on measurements of receive signal strength indicator (Fig. 6, column 4 line 46 to column 5 line 48, column 8 lines 48-61, column 11 lines 8-13), wherein RSSI setpoints are adjusted based on measurements (column 11 line 60 to column 13 line 67).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate using receive signal strength indicator taught by Adams et al. into the radio frequency communication system of Su for power measurement parameter.

Regarding claim 23, Su and Adams et al. teach a radio frequency communication system as explained in response to claim 15 above.

Regarding claims 2 and 16, Su and Adams et al. teach the limitations of claims 1 and 15. Su teaches the arranging, taking, configuring, performing, and adjusting occur on a periodic basis (column 4 lines 16-19).

Regarding claims 3 and 17, Su and Adams et al. teach the limitations of claims 1 and 15.

Art Unit: 2618

Su teaches the radio frequency communication system communicates digital information (Fig. 6).

Regarding claims 4 and 18, Su and Adams et al. teach the limitations of claims 1 and 15. Adams et al. teach the receiver portion and the transmitter portion are located within the same integrated circuit (Fig. 4, column 7 lines 31-33).

Regarding claims 5 and 19, Su and Adams et al. teach the limitations of claims 1 and 15. Adams et al. teach wherein the at least one characteristic comprises at least one of a slope and a fixed offset of the receive signal strength indicator (column 13 lines 53-67, setpoint error).

Regarding claim 10, Su and Adams et al. teach the limitation of claim 1.

Su teaches wherein the arranging provides a relatively lower level of radio frequency signal to the receiver portion (Fig. 3, having attenuation with P1 or Q1 on).

Regarding claim 12, Su and Adams et al. teach the limitation of claim 1.

Su teach wherein the configuring provides a relatively higher level of radio frequency signal to the receiver portion (Fig 3, no attenuation with P1 or Q1 off).

Regarding claim 14, Su and Adams et al. teach the limitation of claim 1.

Su and Adams et al. teach further comprising: adjusting the operation of the transmitter portion based upon the first signal power measurement and the second signal power

Art Unit: 2618

measurement (column 7 line 66 to column 8 line 17, where determined attenuators are used in calibrate/adjust operation of transmitter)

Regarding claim 22, Su and Adams et al. teach the limitation of claim 15.

Adams et al. teach wherein the adjusting comprises modifying at least one threshold related to receive signal strength indicator data used in the operation of the radio frequency communication system (column 11 line 60 to column 12 line 11, column 13 lines 53-67, adjust RSSI setpoints).

4. Claims 6-7 and 20-21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Su (US Patent#6272322) in view of Adams et al. (US Patent#7212798) and Bednekoff et al. (US Patent#6603810).

Regarding claims 6 and 20, Su and Adams et al. teach the limitations of claims 1 and 15.

But, Su and Adams et al. do not expressly disclose the adjusting further comprises modifying the value of a receive signal strength indicator using an affine function.

Bednekoff et al. teach a receiver calibrating method that adjusts RSSI value using RSSI correction factors according a look-up table, where mathematical affine relation involved therein (column 7 lines 9-60).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate using adjusting RSSI value with affine function taught by Bednekoff et al. into the method of Su and Adams et al., in order to provide appropriate RSSI adjustment to the receiver.



Regarding claims 7 and 21, Su, Adams et al., and Bednekoff et al. teach the limitations of claims 6 and 20.

Su, Adams et al., and Bednekoff et al. teach wherein the affine function is implemented using a look-up table (column 7 lines 9-60 of Bednekoff et al.).

5. Claim 9 is rejected under 35 U.S.C. 103(a) as being unpatentable over Su (US Patent#6272322) in view of Adams et al. (US Patent#7212798) and Johnson (US Patent#6704352).

Regarding claim 9, Su and Adams et al. teach the limitation of claim 1.

Su and Adams et al. teach wherein the adjusting comprises modifying at least one of a receive signal strength indicator slope and a receive signal strength indicator fixed offset, but Su and Adams et al. do not expressly disclose being in an analog receive signal strength indicator circuit.

Johnson teaches a receiver calibrating method that comprises calibrating at least one of the slope and the fixed offset of a receive signal strength indicator (column 1 lines 37-62, column 3 line 23 to column 4 line 27, column 10 lines 12-41).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate details of calibrating receiver gain taught by Johnson into the method and system of Su and Adams et al., in order to provide appropriate adjustment to RSSI over time.

6. Claims 11 and 13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Su (US Patent#6272322) in view of Adams et al. (US Patent#7212798) and Kim (US Patent#5999803)

Regarding claim 11, Su and Adams et al. teach the limitation of claim 10.

But, Su and Adams et al. do not expressly disclose wherein the relatively lower level of radio frequency signal corresponds to a signal power of less than approximately -90 dBm. Kim teaches wherein the relatively lower level of radio frequency signal corresponds to a signal power of less than approximately -90 dBm (column 2 lines 27-64).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate having the relatively lower level of radio frequency signal corresponds to a signal power of less than approximately -90 dBm taught by Kim into the method of Su and Adams et al. for ranging RSSI detection by design preference.

Regarding claim 13, Su and Adams et al. teach the limitation of claim 12.

But, Su and Adams et al. do not expressly disclose wherein the relatively higher level of radio frequency signal corresponds to a signal power of greater than approximately -30dBm.

Kim teaches wherein the relatively higher level of radio frequency signal corresponds to a signal power of greater than approximately -30 dBm (column 2 lines 27-64).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate having the relatively higher level of radio frequency signal corresponds to a signal power of greater than approximately -30 dBm taught by

Art Unit: 2618

Kim into the method of Su and Adams et al. for ranging RSSI detection by design preference.

### *Conclusion*

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to ZHIYU LU whose telephone number is (571)272-2837. The examiner can normally be reached on Weekdays: 9AM-5PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Duc Nguyen can be reached on (571) 272-7503. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Zhiyu Lu/  
Examiner, Art Unit 2618

/Z. L./

Art Unit: 2618

Examiner, Art Unit 2618

February 11, 2009

/Duc Nguyen/

Supervisory Patent Examiner, Art Unit 2618